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7 BEFORE THE INSURANCE COMMISSIONER
8 OF THE STATE OF WASHINGTON

9 In the Matter of the Application regarding
10 the Conversion and Acquisition of Control
11 of Premera Blue Cross and its Affiliates,

Docket No. G02-45

INTERVENERS' RESPONSE TO OIC
STAFF'S MOTION TO DISREGARD
PREMERA'S LATE-FILED
AMENDMENTS TO FORM A

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13 The Interveners fully support and join in the OIC Staff's motion.

14 In what can only be characterized as a panicked response to the draft
15 consultants' reports, Premera has adopted a strategy whereby its proposed conversion
16 has become a moving target. If allowed to morph its proposal over time, Premera will
17 effectively avoid any meaningful scrutiny of its proposal by the OIC's consultants, the
18 Interveners, the public and, ultimately, the Commissioner. The OIC Staff should be
19 directed not to participate in a process that would allow Premera to *de facto* amend its
20 Form A after the deadline set in the schedule. Throughout this process Premera has
21 insisted on strict adherence to the schedule by the OIC Staff and the Interveners - we
22 ask for the same principle to apply to Premera.

23 Premera has made its proposal and, for whatever reason, elected not to
24 amend it. The deadline has now passed. The Commissioner, the OIC Staff, the public
25 and the Interveners should now be allowed to analyze the merits of *that proposal*, not
26 some substantially altered phantom plan. If Premera truly believes that the proposal

INTERVENERS' RESPONSE TO
OIC STAFF'S MOTION - 1

SIRIANNI YOUTZ
MEIER & SPOONEMORE
719 SECOND AVENUE, SUITE 1100
SEATTLE, WASHINGTON 98101
TEL. (206) 223-0303 FAX (206) 223-0246

1 in the current Form A is in the best interests of the citizens of the State of Washington
2 and Alaska, it should stand up and defend it.

3 Dated this 22nd day of October, 2003.

4 SIRIANNI YOUTZ
5 MEIER & SPOONEMORE

6
7 By: 

8 Richard E. Spoonemore, WSBA #21833

9 Attorney for Interveners Washington
10 Citizen Action, American Lung
11 Association of Washington, Northwest
12 Federation of Community Organizations,
13 Northwest Health Law Advocates, Service
14 Employees International Union
15 Washington State Council, The Children's
16 Alliance, Washington Academy of Family
17 Physicians, Washington Association of
18 Churches and Washington State NOW
19 Washington Association of Community
20 and Migrant Health Centers, Washington
21 Protection and Advocacy System

22 On behalf of all Intervener Groups.
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